

AMENDED IN ASSEMBLY APRIL 5, 2001

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 270

Introduced by Assembly Member Correa

February 16, 2001

An act to amend ~~Sections 1601, 1603, 1610, and Section 5000~~ of the Business and Professions Code, relating to professions.

LEGISLATIVE COUNSEL'S DIGEST

AB 270, as amended, Correa. Professions: membership of regulatory boards.

Existing law provides for the licensure and regulation of the ~~practices of dentistry and~~ practice of accountancy by, ~~respectively, the Dental Board of California, consisting of 14 members, and the Board of Accountancy, consisting of 10 members.~~

This bill would increase the ~~membership of the Dental Board of California to 16 and would increase the~~ membership of the Board of Accountancy to 13 *and would revise the composition of that board.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 ~~SECTION 1.—Section 1601 of the Business and Professions~~
- 2 ~~Code is amended to read:~~
- 3 ~~1601.—(a) There is in the Department of Consumer Affairs the~~
- 4 ~~Dental Board of California in which the administration of this~~
- 5 ~~chapter is vested. The board consists of eight practicing dentists,~~

1 ~~one registered dental hygienist, one registered dental assistant, and~~
2 ~~six public members. The board shall be organized into standing~~
3 ~~committees dealing with examinations, enforcement, and other~~
4 ~~subjects as the board deems appropriate.~~

5 ~~This section shall become inoperative on July 1, 2002, and, as~~
6 ~~of January 1, 2003, is repealed, unless a later enacted statute,~~
7 ~~which becomes effective on or before January 1, 2003, deletes or~~
8 ~~extends the dates on which it becomes inoperative and is repealed.~~
9 ~~The repeal of this section renders the board subject to the review~~
10 ~~required by Division 1.2 (commencing with Section 473).~~

11 ~~(b) For purposes of this chapter, any reference in this chapter~~
12 ~~to the Board of Dental Examiners shall be deemed to refer to the~~
13 ~~Dental Board of California.~~

14 ~~SEC. 2. Section 1603 of the Business and Professions Code~~
15 ~~is amended to read:~~

16 ~~1603. Members of the board shall be appointed for a term of~~
17 ~~four years, and each member shall hold office until the~~
18 ~~appointment and qualification of his or her successor or until one~~
19 ~~year shall have elapsed since the expiration of the term for which~~
20 ~~he or she was appointed, whichever first occurs.~~

21 ~~A vacancy occurring during a term shall be filled by~~
22 ~~appointment for the unexpired term, within 30 days after it occurs.~~

23 ~~No person shall serve as a member of the board for more than~~
24 ~~two terms.~~

25 ~~The Governor shall appoint four of the public members, the~~
26 ~~dental hygienist member, the dental assistant member, and the~~
27 ~~eight licensed dentist members of the board. The Senate Rules~~
28 ~~Committee and the Speaker of the Assembly shall each appoint a~~
29 ~~public member, and their initial appointment shall be made to fill,~~
30 ~~respectively, the first and second public member vacancies that~~
31 ~~occur on or after January 1, 1983.~~

32 ~~SEC. 3. Section 1610 of the Business and Professions Code~~
33 ~~is amended to read:~~

34 ~~1610. Nine members of the board shall constitute a quorum~~
35 ~~for the transaction of business at any meeting.~~

36 ~~SEC. 4.~~

37 ~~SECTION 1. Section 5000 of the Business and Professions~~
38 ~~Code is amended to read:~~

39 ~~5000. There is in the Department of Consumer Affairs the~~
40 ~~California Board of Accountancy, which consists of 13 members,~~

1 ~~five~~ *six* of whom shall be certified public accountants, ~~one of~~
2 ~~whom shall be a public accountant~~, and seven of whom shall be
3 public members who shall not be licentiates of the board or
4 registered by the board. The board has the powers and duties
5 conferred by this chapter.

6 The Governor shall appoint five of the public members, *and the*
7 ~~five~~ *six* certified public accountant members, ~~and the public~~
8 ~~accountant member qualified~~ as provided in this section. The
9 Senate Rules Committee and the Speaker of the Assembly shall
10 each appoint a public member. In appointing the ~~five~~ *six* certified
11 public accountant members, the Governor shall appoint members
12 representing a cross section of the accounting profession with at
13 least ~~one member~~ *two members* representing a small public
14 accounting firm. For the purposes of this chapter, a small public
15 accounting firm shall be defined as a professional firm that
16 employs a total of no more than four certified public accountants
17 as partners, owners, or full-time employees in the practice of
18 public accountancy within the State of California.

19 This section shall become operative on July 1, 1997, and shall
20 become inoperative on July 1, 2002, and as of January 1, 2003, is
21 repealed, unless a later enacted statute, that becomes effective on
22 or before January 1, 2003, deletes or extends the dates on which
23 this section becomes inoperative and is repealed. The repeal of this
24 section renders the board subject to the review required by
25 Division 1.2 (commencing with Section 473).

